

THE HONORABLE BARBARA J. ROTHSTEIN

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

CRYSTAL LAM and NINA PHAN, on behalf of themselves and all others similarly situated,

Plaintiffs,

V.

T-MOBILE USA, INC.,

Defendant.

No. 2:21-cv-01137-BJR

**STIPULATION AND [PROPOSED]
ORDER TO EXTEND TIME TO
ANSWER COMPLAINT**

Under Western District of Washington Local Rules 7(d)(1) and 10(g), Plaintiffs Crystal Lam and Nina Phan and Defendant T-Mobile USA, Inc. (“the Parties”), stipulate that T-Mobile’s deadline to answer or otherwise respond to the Complaint in the above-captioned action is extended for 30 days, to October 18, 2021.¹

Good cause exists for this extension, as there is a pending motion before the Judicial Panel on Multidistrict Litigation (“JPML”) regarding transfer and coordination or consolidation of related cases for pretrial proceedings under 28 U.S.C. § 1407, filed on August 23, 2021. *See In re T-Mobile Customer Data Security Breach Litigation.*, MDL Docket No. 3019 (ECF No. 1). The

¹ Thirty days from T-Mobile’s current response deadline is Saturday, October 16, 2021. So T-Mobile’s new deadline would “run until the end of the next day that is not a Saturday, Sunday, or legal holiday.” Fed. R. Civ. P. 6(a)(1)(C).

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plaintiffs in another case, *Daruwalla v. T-Mobile USA, Inc.*, No. 2:21-cv-1118 (W.D. Wash., filed Aug. 23, 2021), filed the transfer motion and identified this case, and numerous others, as related cases that should be transferred. *Id.* (ECF Nos. 1, 8-1, 11, 20). The additional 30 days will conserve judicial resources by allowing T-Mobile to assess the pending JPML motion and continue discussions with Plaintiffs' counsel here and counsel in the related cases before responding to Plaintiffs' Complaint.

Dated: September 13, 2021

By: /s/ Steve Y. Koh

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ORDER

IT IS SO ORDERED.

Dated this 14th day of September, 2021.

s/Barbara J. Rothstein
Barbara J. Rothstein
U.S. District Court Judge

Presented by:

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